U.S. DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
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U.S. Department of Justice
United States Attorney

UNITED STATES DISTRICT COURT

WESTERN DISTRICT OF LOUISIANA

UNITED STATES OF AMERICA	*	**CRIMINAL NO. 6:17-cr-00208**
	*	
VERSUS	*	**JUDGE DRELL**
	*	
ALDES K. "AL" VIDRINE, III (01)	*	**MAGISTRATE JUDGE WHITEHURST**

AFFIDAVIT OF UNDERSTANDING OF MAXIMUM PENALTY AND CONSTITUTIONAL RIGHTS

I, ALDES K. "AL" VIDRINE, III, the above-named defendant, having been first duly sworn and placed under oath by the Clerk or his Deputy of the United States District Court, state that I have been advised and personally addressed by the Court (Judge) as to the nature of the charge against me, and, having been furnished a copy of the charge, hereby state that I understand the charge and that the Court has addressed me personally as to the maximum possible penalty that may be imposed against me, as follows:

PENALTY:

Count One of the Bill of Information:

The maximum possible sentence on each count of the Bill of Information is a term of imprisonment of not more than 1 year, pursuant to 33 U.S.C.

§ 1319(c)(1), or a fine of not less than $2500 or more than $25,000, per day of violation pursuant to 33 U.S.C. § 1319(c)(1), or both. [1] *Additionally, a mandatory special assessment of $25 per count will be due at the time of the guilty plea, pursuant to 18 U.S.C. § 3013, paid by means of a cashier's check, bank official check, or money order payable to "Clerk, U.S. District Court."*

I further state that I understand and the Court has addressed me personally at the arraignment proceeding as to:

1. My right to be represented by counsel (a lawyer) of my choice, or if I cannot afford counsel, my right to be represented by Court-appointed counsel at no cost to me.
2. My right to have the charge against me presented to a Grand Jury for indictment.
3. My right to have a jury trial with twelve jurors who must all agree as to my guilt in order to convict.
4. My right not to be required to testify against myself, or at all, if I do not so desire.
5. My right to confront and cross-examine witnesses against me and my right to have compulsory process to require witnesses to testify.
6. My right to plead guilty or not guilty.

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[1] The government believes that the maximum fine provision contained in 18 U.S.C. § 3571(b)(5) or (d) applies to this case. Because the government does not intend to present evidence concerning the amount of pecuniary gain or loss or to seek a fine approaching the maximum under any statute, it will concede, in this matter, that the maximum fine may be governed by 33 U.S.C. § 1319(c)(1). The government does not intend this concession as an admission for the purposes of future cases nor is it the government's position that the fine provision found in 33 U.S.C. § 1319 governs over those found in 18 U.S.C. § 3571.

I realize that by pleading guilty I will stand convicted of the crime charged and thereby waive my privilege against self-incrimination, my right to jury trial, my right to confront and cross-examine witnesses, and my right of compulsory process.

I further state that my plea in this matter is free and voluntary, and that it has been made without any threats or inducements whatsoever from anyone associated with the State or United States Government, and that the only reason I am pleading guilty is that I am in fact guilty as charged. The Court will give me the opportunity to make any statement desired.

Sworn to and subscribed before me this 19 day of September, 2017, in Open Court in Lafayette, Louisiana.

Aldes K. "Al" Vidrine III
ALDES K. "AL" VIDRINE, III
Defendant

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Christina Chicola
CLERK OR DEPUTY CLERK OF COURT